

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

CHRISTINE E. DECKER,  
On Behalf of Herself  
and All Others Similarly Situated,

Plaintiff,

v.

ADVANCED CALL CENTER  
TECHNOLOGIES, LLC, et al.

Civil Action No. 1:14-cv-00795-GJQ  
(Transferred from the Eastern District  
of Michigan, 2:14-cv-12597-GAD-MJH)

Defendants.

**SYNCHRONY BANK’S MOTION TO COMPEL ARBITRATION AND  
TO DISMISS THE COMPLAINT, OR IN THE ALTERNATIVE,  
TO STAY THE MATTER AND DISMISS THE CLASS ALLEGATIONS**

Defendant Synchrony Bank, formerly known as GE Capital Retail Bank (“Synchrony”), pursuant to Federal Rules of Civil Procedure 12(b)(1), Sections 3 and 4 of the Federal Arbitration Act, 9 U.S.C. §§ 1-16, and this Court’s Local Civil Rule 7.2, respectfully moves the Court for entry of an order compelling Plaintiff Christine E. Decker (“Decker”) to submit her claim to arbitration to be heard on an individual basis and dismissing the Complaint in this matter, or in the alternative, that the Court enter an order staying the matter and dismissing the class allegations. In support of this Motion, Synchrony relies on its contemporaneously-filed memorandum.

WHEREFORE, Synchrony Bank, formerly known as GE Capital Retail Bank, respectfully requests that this Court (a) grant this Motion, (b) compel Decker to submit her claims to arbitration to be heard on an individual basis and (c) dismiss the Complaint in this matter or stay the matter while dismissing the class allegations in light of Decker’s contractual agreement to not participate in a class action.

Respectfully submitted,

Dated: August 15, 2014

MCSHANE & BOWIE, P.L.C.

By: /s/James R. Bruinsma

James R. Bruinsma (P48531)

Ruth A. Skidmore (P58913)

McShane & Bowie, P.L.C.

99 Monroe Avenue NW, Suite 1100

Grand Rapids, MI 49503

Tel: (616) 732-5000

Fax: (616) 732-5099

[JRB@msblaw.com](mailto:JRB@msblaw.com)

[RAS@msblaw.com](mailto:RAS@msblaw.com)

*Counsel for Synchrony Bank f/k/a GE Capital  
Retail Bank*